

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re

CITY OF DETROIT, MICHIGAN,

Debtor.

No. 13-53846

Chapter 9

HON. STEVEN W. RHODES

**EXHIBIT 50**

**APPELLEE STATE OF MICHIGAN'S DESIGNATION OF  
ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL**

In connection with Notice of Appeal filed by  
William M. Davis and DAREA [Dkt. #8369].

<b>Item</b>	<b>Date Filed</b>	<b>Docket Number</b>	<b>Description</b>
50	7/8/2014	5855	Objection to the Plan of Adjustment and any Confirmation of that Plan Because the Bankruptcy was not by Consent of the Creditors or the Debtors and Fraudulent Concealment Filed by Hassan Aleem, Walter Blaney, Paulette Brown, William M. Davis, Errol Griffin, Wanda Jan Hill, LaVern Holloway, James Lovely, Vera C. Magee, Cecily McClellan, Lula Millender, Tijuana Morris, Sheila Thompkins, Carl Williams

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**FILED**

**2014 JUL -8 P 1:25**

**U.S. BANKRUPTCY COURT  
E.D. MICHIGAN-DETROIT**

**CARL WILLIAMS AND HASSAN ALEEM  
Creditors/Objectors,**

**v**

**In re:  
City OF DETROIT, MICHIGAN  
AND EMERGENCY MANAGER  
KEVYN D. ORR**

**Debtors/City of Detroit**

**Chapter 9  
Case No. 13-53846  
Judge Steven W Rhodes  
  
Case No. 14-cv-10434  
Hon. Bernard A. Freidman  
Magistrate Paul J. Komives**

**OBJECTION TO THE PLAN OF ADJUSTMENT AND ANY CONFIRMATION OF  
THAT PLAN BECAUSE THE BANKRUPTCY WAS NOT BY CONSENT OF THE  
CREDITORS OR THE DEBTORS AND FRAUDULENT CONCEALMENT**

**We/I OBJECT TO THE PLAN OF ADJUSTMENT AND CONFIRMATION  
OF THE PLAN, THE NOTICE WAS AFTER THE FACT, UNTIMELY, CON-  
TRARY TO THE FACTS, MISREPRESENTATION OF THE BANKRUPTCY  
CODE AND RULES AND HAS NOT BEEN PRESENTED AND CONDUCT-  
ED IN A GOOD FAITH MANNER.**

**We/I object to the Fourth Plan of Adjustment and confirmation to the  
vote of the Fourth Plan and the whole bankruptcy procedure because the  
state through the Emergency Manager, Kevyn Orr filed for bankruptcy and  
not the City of Detroit, without the city consent and approval. Therefore, it**



is illegal and the court lack jurisdiction. This is a violation of Bankruptcy Code that states at section 903 (1) and (2). A State law prescribing a method of composition of indebtedness of such municipality may not blind any creditor that does not consent to such composition. In conjunction with 11 USC 903 we also included 11 USC 904 that requires “any power of the court, unless the debtor consent or the plan so provides. The consent of both the creditors and the debtors are required only by consent, which was not done in this case and demonstrate the bankruptcy wasn’t filed in a good faith manner and failed to meet the requirements 11 USC 903 and 904 as required 11 USC 921(c). Kevyn Orr (the state appointed official) has violated both section 11 USC 903 and 904 of the bankruptcy code clearly show he is not the proper person of an elected official. Pennsylvania 465 B.R. 744 (Bankr. M.D. Pa 21)

**The power to govern remains with the municipality not with the judge or any unelected official, unless State, not Federal, law provides for some alternate system. (121 Cong Rec H39413(daily ed Dec 9 1975); remarks of Reps Kindness and Edward. 11USC (03 Norton Bankruptcy Law and Practice 3<sup>rd</sup>. Congressional Record Statement (Reform Act of 1978).**

**The Bankruptcy Code and Public Act 436 both state that “only the municipality can file for bankruptcy under chapter 9.” Prior to filing the petition the proper step is approval by City Council and the pro-**



Kevyn Orr (an agent of the state) and the City of Detroit concealed the fact that the filing of the bankruptcy suit was supposed to be by the proper person or public official by consent of the creditors through their elected officials.

The second point of failed to conduct business in a good faith manner is that Kevyn Orr came with unclean hands, because the state owes the City. The State through Governor Richard Snyder, Andy Dillon the state Treasury and the Emergency Manager Kevyn Orr showed material prejudice" and "unclean hands" and a continue failure to conduct business in good faith such as: When the state withheld and refused to pay \$224,000,000.00 and still owes plus interest for January 2012 and \$139,000,000.00 still owed for January 2013 plus interest of unrestricted revenue sharing funds, thus a violation of the Michigan State Revenue Sharing Act 140 of 1971.

clearly demonstrate a failure to conduct business or bargaining in a good faith manner.

We support and agree to all the above objections and demand again a evidentiary hearing on the fraud or in the alternative dismiss this case.

I/We hereby certify that the statements made herein are true and correct to the best of my knowledge and belief, under penalty of perjury and contempt of Court under the laws of the United States of America.

Carl Williams

Carl Williams  
10112 Somerset  
Detroit, Michigan 48224

Hassan Aleem

Hassan Aleem  
2440 Taylor  
Detroit, Michigan 48206

Vera C. Magee

name

5165 Inguois

Address

Detroit, MI 48213

City, State & Zip

William M. Davis

Name William M. Davis

9203 Littlefield

Address

Detroit, Mich 48228

City, State & Zip

Paulette Brown

name

19260 Lancashire

address

Detroit MI 48223

City, State & Zip

Wanda Jean Hill  
Shard-Ja Hill

Name

16125 Oakfield

Address

MI 48235

City, State & Zip

Lijuan Morris Salva Helton  
Name

14841 Joy Rd Apt 2 16246 Linwood St  
Address

Detroit MI 48228 Det. MI 48221  
City, State & Zip

Sheila Thompson Walter Blaney  
Name

2332 Prince Hall Dr 3296 Collingwood  
Address

Det. MI 48207 Detroit MI 48206  
City, State & Zip

Lula Mullender ERROL GRIFFIN  
Name

3763 Buena Vista 15005 PIEDMONT S  
Address

Detroit MI 48238 Detroit MI 48223  
City, State & Zip

Percy McClendon James Loveby  
Name

111 Colvert 18716 Monte Vista  
Address

Det MI 48202 Det MI 48221  
City, State & Zip

**UNITED STATES BANKRUPTCY COURT**  
**EASTERN DISTRICT OF MICHIGAN**  
**SOUTHERN DIVISION**

2014 JUL -8 P 1:25

**V**

**Case No. 14-cv-10434**  
**Hon. Bernard A. Freidman**  
**Magistrate Paul J. Komives**

13-53846-tit Doc 88-9950 Filed 07/08/14 Entered 07/08/14 16:45:28 Page 8 of 9



